

Amendments to Senate Bill No. 221
3rd Reading Copy

For the House Business and Labor Committee

Prepared by Sue O'Connell
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1. Page 9, line 14.

Insert: "COORDINATION SECTION. Section 4. Coordination instruction. If Senate Bill No. 351 and [this act] are passed and approved and if both contain a section that amends 53-6-702, the sections amending 53-6-702 are void and 53-6-702 must be amended as follows:

"53-6-702. Definitions. As used in this part, the following definitions apply:

(1) "Department" means the department of public health and human services.

(2) "Health maintenance organization" means a health maintenance organization as defined in 33-31-102.

~~(3) (a) "Managed care community network" or "network" means an entity, other than a health maintenance organization, that provides or arranges for comprehensive physical or mental health care services under a contract with the department, that is reimbursed by a capitated rate or a fixed monetary amount for a specified time period with a risk of financial loss or a financial incentive to the entity, and that:~~

~~(i) contracts for an estimated annual value of \$1 million or more of state and federal medicaid funds; or~~

~~(ii) operates statewide or covers 20% or more of the medicaid population.~~

~~(b) The term does not include a provider of health care services under a contract with the department on a fee-for-service basis or a PACE organization, as defined in 42 CFR 460.6, that has received a waiver under 33-31-201.~~

(4)(3) (a) "Managed health care entity" or "entity" means a health maintenance organization or a managed care community network an insurer regulated under Title 33 that:

(i) contracts for an estimated annual value of \$1 million or more of state and federal medicaid funds; or

(ii) operates statewide or covers 20% or more of the medicaid population.

(b) The term does not include:

(i) a provider of health care services under a contract with the department on a fee-for-service basis; or

(ii) a PACE organization as defined in 42 CFR 460.6 or an accountable care organization as defined in 33-31-102 that has received a waiver under 33-31-201.

(5)(4) "Program" means an element of the integrated health care system created by this part."

{ Internal References to 53-6-702:

33-1-102a 33-31-115a 53-21-701a 53-21-701a }"

- END -

Explanation - Senate Bill No. 221 amends 53-6-702 to include accountable care organizations in the definition of "managed care community network." Senate Bill No. 351 amends 53-6-702 to strike the definition of "managed care community network." This coordination section would amend the term "accountable care organization" into the definition of "managed health care entity" that is used in Senate Bill No. 351.